

# Daily Digest

## Senate

### Chamber Action

#### Routine Proceedings, pages S12331–S12387

**Measures Introduced:** Six bills and one resolution were introduced, as follows: S. 1760–1765, and S. Res. 186. **Pages S12368–69**

#### Measures Reported:

Report to accompany S. 1233, to provide penalties for certain unauthorized writing with respect to consumer products. (S. Rept. No. 107–106)

H.R. 3338, making appropriations for the Department of Defense for the fiscal year ending September 30, 2002, with an amendment in the nature of a substitute. **Page S12368**

#### Measures Passed:

**Senate Representation:** Senate agreed to S. Res. 186, to authorize representation of Senator Lott in the case of *Lee v. Lott*. **Page S12386**

**Comprehensive Retirement Security and Pension Reform Act:** Senate continued consideration of H.R. 10, to provide for pension reform, taking action on the following amendments proposed thereto:

**Pages S12340–44, S12350–51, S12352–63**

#### Rejected:

By 40 yeas to 59 nays (Vote No. 347), Domenici Amendment 2202 (to Amendment No. 2170), to strike section 105 (c), regarding Office of Management and Budget's reporting and scorekeeping of the bills budgetary outlays. **Pages S12340–44, S12350–51**

By 27 yeas to 72 nays (Vote No. 348), Nickles Amendment No. 2175 (to Amendment No. 2170), to use a 5-year average rather than a 10-year average in computing the average account benefits ratio.

**Pages S12355–62**

By 21 yeas to 78 nays (Vote No. 349), Gramm Amendment No. 2196 (to Amendment No. 2170), to ensure that returns on investment are earned prior to any reduction in taxes or increase in benefits.

**Pages S12352–55, S12362–63**

#### Pending:

Daschle (for Hatch/Baucus) Amendment No. 2170, in the nature of a substitute.

**Pages S12340–44, S12350–51, S12352–63**

A unanimous-consent agreement was reached providing that at 9:30 a.m., on Wednesday, December 5, 2001, Senator Nickles be recognized to raise a point of order against the pending substitute (listed above), with Senator Baucus being recognized to make a motion to waive. Further, that following 30 minutes of debate time, the Senate proceed to a vote on the motion to waive and if the motion to waive is agreed to then the substitute amendment be agreed to, the bill be read a third time, and the Senate then proceed to a vote on passage of the bill, with the pending cloture vote having been vitiated.

**Pages S12385–86**

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Wednesday, December 5, 2001. **Page S12386**

**Federal Farm Bill:** A unanimous-consent-time agreement was reached providing that upon disposition of H.R. 10 (listed above), the Senate resume consideration of the motion to proceed to consideration of S. 1731, to strengthen the safety net for agricultural producers, to enhance resource conservation and rural development, to provide for farm credit, agricultural research, nutrition, and related programs, to ensure consumers abundant food and fiber, on Wednesday, December 5, 2001, with a vote on the motion to close further debate on the motion to proceed to consideration of the bill. **Page S12386**

**Department of Transportation Appropriations Conference Report:** By 97 yeas to 2 nays (Vote No. 346), Senate agreed to the conference report on H.R. 2299, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 2002, clearing the measure for the President. **Pages S12332–40, S12348, S12350**

**Messages From the President:** Senate received the following messages from the President of the United States:

Transmitting, pursuant to law, a report on the Emergency Regarding Proliferation of Weapons of Mass Destruction; to the Committee on Banking, Housing, and Urban Affairs. (PM–60) **Page S12367**

Transmitting, pursuant to law, the Periodic Report on the National Emergencies with Respect to

the Federal Republic of Yugoslavia (Serbia and Montenegro) and Kosovo; to the Committee on Banking, Housing, and Urban Affairs. (PM-61) **Page S12367**

**Nominations Received:** Senate received the following nominations:

James R. Mahoney, of Virginia, to be Assistant Secretary of Commerce for Oceans and Atmosphere.

Grant S. Green, Jr., of Virginia, to be Deputy Secretary of State for Management and Resources. (New Position)

Samuel E. Ebbesen, of the Virgin Islands, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2003.

Paul A. Quander, Jr., of the District of Columbia, to be Director of the District of Columbia Offender Supervision, Defender, and Courts Services Agency for a term of six years. (New Position)

**Pages S12386-87**

**Messages From the House:** **Page S12367**

**Measures Read First Time:** **Page S12367**

**Executive Communications:** **Pages S12367-68**

**Additional Cosponsors:** **Pages S12369-70**

**Statements on Introduced Bills/Resolutions:**

**Pages S12370-85**

**Additional Statements:** **Pages S12364-67**

**Authority for Committees to Meet:** **Page S12385**

**Privilege of the Floor:** **Page S12385**

**Record Votes:** Four record votes were taken today. (Total—349) **Pages S12350, S12351, S12362, S12363**

**Adjournment:** Senate met at 9:30 a.m., and adjourned at 5:36 p.m., until 9:30 a.m., on Wednesday, December 5, 2001. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S12386.)

## Committee Meetings

(Committees not listed did not meet)

### BUSINESS MEETING

*Committee on Appropriations:* Committee ordered favorably reported H.R. 3338, making appropriations for the Department of Defense for the fiscal year ending September 30, 2002, with an amendment in the nature of a substitute.

### BUSINESS MEETING

*Committee on Appropriations:* Subcommittee on Defense approved for full committee consideration H.R. 3338, making appropriations for the Department of Defense for the fiscal year ending September 30, 2002.

### CLONING

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held hearings to examine the differences between human reproductive cloning and regenerative medicine, or therapeutic cloning, the ethical implications of cloning research, and the implications of cloning legislation on potential cell-based therapies, receiving testimony from Senator Brownback; Michael D. West, Advanced Cell Technology, Worcester, Massachusetts; Ronald M. Green, Dartmouth College Ethics Institute, Hanover, New Hampshire, on behalf of the Advanced Cell Technology Ethics Advisory Board; Bert Vogelstein, Johns Hopkins Oncology Center and the Howard Hughes Medical Institute, Baltimore, Maryland, on behalf of the National Research Council Committee on the Biological and Biomedical Applications of Stem Cell Research; and Phyllis E. Greenberger, Society for Women's Health Research, Washington, D.C.

Hearings recessed subject to call.

### BUSINESS MEETING

*Committee on Armed Services:* Committee concluded hearings on the nomination of Claude M. Bolton, Jr., of Florida, to be Assistant Secretary of the Army for Acquisition, Logistics, and Technology, after the nominee testified and answered questions in his own behalf.

Also, committee met in closed session to consider certain pending nominations, but made no announcements and recessed subject to call.

### REMEDIATION

*Committee on Environment and Public Works:* Committee concluded hearings to examine the remediation process of biologically contaminated buildings, focusing on federal, state, local, and private efforts to provide effective treatment techniques to address the threat of anthrax contamination, after receiving testimony from Christine Todd Whitman, Administrator, Environmental Protection Agency; Patrick J. Meehan, Director, Division of Emergency and Environmental Health Services, National Center for Environmental Health, Centers for Disease Control and Prevention, Department of Health and Human Services; James M. Grosser, Technical Director, Program Manager, Nuclear, Biological, and Chemical Defense Systems, Marine Corps Systems Command (Quantico, Virginia); Ivan C. A. Walks, District of Columbia Department of Health, Washington, D.C.; and Les C. Vinney, Steris Corporation, Mentor, Ohio.

### BUSINESS MEETING

*Committee on Finance:* Committee ordered favorably reported S. 1209, to amend the Trade Act of 1974